IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE J.M.JAMES

TUESDAY, THE 23RD JANUARY 2007 / 3RD MAGHA 1928

WP(C).No. 2603 of 2007(I)

PETITIONER:

THE MUTTOM SERVICE CO-OPERATIVE
BANK LTD., NO.1284, MUTTOM P.O. IDUKKI
REP. BY ITS PRESIDENT CYRIAC JOSEPH

BY ADV. SRI.P.V.BABY

RESPONDENTS:

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1. THE ASSISTANT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), THODUPUZHA, IDUKKI

2. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (GENERAL), IDUKKI.

BY GOVERNMENT PLEADER SRI.P.N. SANTHOSH

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

J.M.JAMES, J.

W.P.(C). 2603/2007 (I)

Dated this the 23rd day of January, 2007

JUDGMENT

The writ petitioner, bank, apprehends that for extraneous reasons, the respondents may invoke Section 32 of the Kerala Co-operative Societies Act, 1969, in short 'the Act', thereby superseding the managing committee of the writ petitioner, bank. It is, therefore, prayed that they may be restrained accordingly.

2. I heard the arguments advanced by the learned counsel for the writ petitioner as well as the learned Standing Counsel for the respondents 1 and 2.

3. In the circumstances of this case, I direct the respondents 1 and 2 that the steps, if any, taken under Section 32 of the Act, shall only be after giving notice to the writ petitioner, bank, and after hearing them.

The writ petition is disposed of as above.

J.M.JAMES
JUDGE

mrcs